Pursuant to House Resolution 377, the previous question is ordered on the bill, as amended.

The question is on the engrossment and third reading of the bill.

The bill was ordered to be engrossed and read a third time, and was read the third time.

The SPEAKER pro tempore. Pursuant to clause 1(c) of rule XIX, further consideration of H.R. 5 is postponed.

THE JOURNAL

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, the unfinished business is the question on agreeing to the Speaker's approval of the Journal, on which the yeas and nays were ordered.

The question is on the Speaker's approval of the Journal.

The vote was taken by electronic device, and there were—yeas 215, nays 191, answered "present" 1, not voting 24, as follows:

[Roll No. 215]

YEAS-215

Espaillat Adams Maloney. Carolyn B. Allred Evans Amodei Finkenauer Matsui Arrington Fortenberry McCarthy McClintock Bacon Foster Banks Frankel McCollum Barragán Gabbard McEachin McGovern Bass Gallego McNerney Beatty Garamendi Bever Moore García (IL) Bishop (GA) Morelle Garcia (TX) Blumenauer Murphy Gomez Blunt Rochester Nadler Gonzalez (TX) Napolitano Bonamici Granger Green (TX) Bovle, Brendan Neal Neguse F. Grijalva Brooks (IN) Newhouse Haaland Brown (MD) Norcross Hastings O'Halleran Brownley (CA) Haves Bustos Butterfield Ocasio-Cortez Heck Omar Higgins (NY) Carbajal Pallone Hill (CA) Cárdenas Pappas Hollingsworth Carson (IN) Pascrell Hoyer Carter (TX) Payne Huffman Cartwright Perlmutter Jackson Lee Case Perrv Jayapal Casten (IL) Phillips Jeffries Castor (FL) Pingree Johnson (GA) Castro (TX) Pocan Johnson (TX) Chu, Judy Pressley Joyce (OH) Cicilline Price (NC) Kaptur Clarke (NY) Quigley Keating Clay Raskin Kelly (IL) Kelly (PA) Cleaver Reschenthaler Cohen Richmond Kennedy Rodgers (WA) Collins (GA) Khanna Cooper Roe, David P. Kildee Rovbal-Allard Courtney Kim Cox (CA) Ruppersberger King (IA) Crist Rush Kuster (NH) Cuellar Rutherford Lamb Sánchez Langevin Davids (KS) Sarbanes Larsen (WA) Davidson (OH) Scanlon Lawrence Schakowsky Davis (CA) Lawson (FL) Davis, Danny K. Schiff Lee (CA) Schneider Dean Lee (NV) DeFazio Schweikert Levin (CA Scott (VA) DeGette Levin (MI) DeLauro Scott, David DelBene Serrano Sewell (AL) Lewis Lieu, Ted Delgado Lipinski Demings Shalala DeSaulnier Loebsack Sherman Lofgren Deutch Simpson Doggett Lowenthal Sires Doyle, Michael Lowey Smith (WA) Luján Soto Engel Luria Speier Escobar Lynch Stanton Malinowski Eshoo Stauber

Stefanik Steil Stevens Stewart Stivers Takano Taylor Thompson (MS) Thornberry Tipton Titus Tlaib

Torres (CA) Wasserman Trahan Schultz Trone Watkins Underwood Watson Coleman Vargas Webster (FL) Veasey Welch Vela. Wenstrup Velázquez Wexton Visclosky Wilson (FL) Wagner Yarmuth Walden Waltz

NAYS-191

Abraham Gibbs Meeks Aderholt Golden Meng Gonzalez (OH) Aguilar Meuser Allen Gooden Miller Amash Gosar Mitchell Gottheimer Armstrong Moolenaar Mooney (WV) Axne Graves (GA) Babin Graves (LA) Mucarsel-Powell Graves (MO) Baird Mullin Green (TN) Balderson Norman Barr Griffith Nunes Bera Grothman Olson Bergman Guest Palazzo Biggs Guthrie Palmer Bilirakis Hagedorn Panetta Bishop (UT) Harder (CA) Pence Bost Harris Peters Brindisi Hartzler Porter Brooks (AL) Hern, Kevin Posey Herrera Beutler Buchanan Reed Rice (NY) Hice (GA) Higgins (LA) Hill (AR) Budd Rice (SC) Burgess Riggleman Byrne Himes Roby Calvert Holding Rogers (KY) Carter (GA) Horn, Kendra S. Rooney (FL) Rose, John W. Chabot Horsford Chenev Houlahan Rouda Hudson Rouzer Cisneros Clark (MA) Huizenga Roy Cline Hunter Ruiz Hurd (TX) Cloud Scalise Cole Johnson (SD) Schrader Collins (NY) Jordan Schrier Joyce (PA) Comer Scott, Austin Conaway Katko Sensenbrenner Kelly (MS) Connolly Sherrill . Cook Kilmer Shimkus Correa Kind Slotkin King (NY) Smith (MO) Costa Smith (NE) Craig Kinzinger Crawford Kirkpatrick Smith (NJ) Krishnamoorthi Crenshaw Spanberger Crow Kustoff (TN) Spano Cummings LaMalfa Steube Cunningham Lamborn Suozzi Davis, Rodney Larson (CT) Thompson (CA) Des Jarlais Latta Thompson (PA) Diaz-Balart Lesko Timmons Duncan Long Torres Small Dunn Loudermilk (NM) Emmer Upton Lucas Estes Luetkemeyer Van Drew Ferguson Maloney Sean Walberg Fitzpatrick Marchant Walorski Waters Fleischmann Marshall Wild Fletcher Massie Flores Mast Williams Foxx (NC) McAdams Wittman Fudge McBath Womack Fulcher McCaul Woodall Gaetz McHenry Wright Gallagher McKinley Yoho Gianforte Meadows Zeldin

ANSWERED "PRESENT"-1

Tonko

NOT VOTING-24

Brady Johnson (OH) Smucker Swalwell (CA) Bucshon LaHood Burchett Moulton Turner Clyburn Peterson Walker Weber (TX) Ratcliffe Dingell Westerman Rogers (AL) Gohmert Rose (NY) Wilson (SC) Johnson (LA) Ryan Young

\Box 1145

Messrs. GALLAGHER, THOMPSON of California, JORDAN, COSTA, and FLEISCHMANN changed their vote from "yea" to "nay."

Messrs. CARSON of Indiana, KEN-NEDY, Mses. KAPTUR, and TLAIB changed their vote from "nay" "vea."

So the Journal was approved.

The result of the vote was announced as above recorded.

EQUALITY ACT

The SPEAKER pro tempore. Pursuant to clause 1(c) of rule XIX, further consideration of the bill (H.R. 5) to prohibit discrimination on the basis of sex, gender identity, and sexual orientation, and for other purposes, will now resume

The Clerk read the title of the bill.

MOTION TO RECOMMIT

Mr. STEUBE. Mr. Speaker, I have a motion to recommit at the desk.

The SPEAKER pro tempore. Is the gentleman opposed to the bill?

Mr. STEUBE. I am in its present form.

The SPEAKER pro tempore. The Clerk will report the motion to recommit.

The Clerk read as follows:

Mr. Steube moves to recommit the bill H.R. 5 to the Committee on the Judiciary with instructions to report the same back to the House forthwith with the following amendment:

Add at the end of the bill the following:

SEC. 13. RULE OF CONSTRUCTION.

Nothing in this Act or any amendment made by this Act may be construed to diminish any protections under title IX of the Education Amendments of 1972.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman is recognized for 5 minutes in support of his motion.

Mr. STEUBE. Mr. Speaker, I want to make it abundantly clear exactly what this motion to recommit does, so I am going to read it. It is very short.

"Nothing in this act or any amendment made by this act may be construed to diminish any protections under title IX of the Education Amendments of 1972.

The threat that this bill poses for women's sports at every level is profound. As described by the Nation's leading expert on sports, sex, and biology, Professor Doriane Lambelet Coleman, she states: "There is a significant performance difference between males and females. . . . Testosterone is the primary driver of that difference. There is a wide gap, no overlap, between the male and female testosterone ranges. . . . There is no scientific doubt that testosterone is the reason that men as a group perform better than women in sports. Indeed, this is why men and women dope with androgens. . . .

Requiring that biological females face competition from biological males will mean the end of women's sports in any meaningful sense.

As tennis great Martina Navratilova has written in The Washington Post: "In its current form, the Equality Act would do significant damage to title IX